

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Police Department – Sri Bhojya Naik Police Constable 1124 previously worked at Sadasivapet Police Station and presently working at R.C.Puram Police Station Medak District – Cr.No. 137/2002 under sections 330, 323 and 348 read with section 34 of the India Penal Code, 1860 of Sadasivapet, Police Station Medak District – Prosecution sanction - Orders issued.

HOME LEGAL II DEPARTMENT

G.O.Ms.No. 168

Dated: 08.10.2012

Read:

1. Letter from the Additional Director General of Police, CID, Andhra Pradesh, C.No. 5609/C26/CID/2004 dt: 18.01.2012

ORDER

Whereas, Sri Bhojya Naik Police Constable 1124 presently working at R.C.Puram Police Station Medak District and who worked as Civil Police Constable at Sadashivapet Police Station from 15-12-1999 to 13-06-2004 is a public servant within the meaning of section 21 of the Indian Penal Code, 1860 (Central Act 45 of 1860) and he as a member of the Police force charged with maintenance of Public order issued in G.O.Ms. No. 631, Home (Courts.B) Department, Dated: 30-4-1974;

2. And whereas, it was reported by the Additional Director General of Police, CID, Hyderabad that during the investigation in Cr.No. 137/2002 under section 174 of the Criminal Procedure Code of Sadashivapet Police Station, Medak District, it is revealed that on 26-08-2002 at about 11 A.M. he followed the then Sub-Inspector of Police, Sadashivapet Sri Kenny Ford along with staff, in sequel to the News item in the vernacular News paper about the incidence of Matka at Sadashivapet Town, conducted a raid at Hatkar Street and apprehended the deceased Samba Rachappa and took him to Police Station beating with lathies. The deceased was wrongfully confined in the Police Station and was interrogated upon by the accused to seek confession. During the process health of the deceased Samba Rachappa deteriorated and was shifted to private Nursing Home for treatment, where he was declared dead.

3. And whereas, the investigation conducted by the Crime Investigation Department, Cyberabad Regional Crime Investigation Unit, CID in Cr.No. 137/02 of Sadashivpet Police Station (Medak Dist.) revealed that Sri Bhojya Naik Police Constable 1124 previously worked at Sadasivapet Police Station and presently working at R.C.Puram Police Station Medak District has committed an offence punishable under sections 330, 323 and 348 read with section 34 of the India Penal Code, 1860 (Central Act 45/1860);

4. And whereas, the Government of Andhra Pradesh after careful examination of the documentary and oral evidence and the report of the Additional Director General of Police, Crime Investigation Department, A.P., Hyderabad placed before them consider that Sri Bhojya Naik PC 1124 previously working at Sadasivapet Police Station and presently working at R.C.Puram Police Station Medak District should be prosecuted in a court of law for the above said offences and any other offences relating to the said incident.

5. Now therefore, in exercise of the powers conferred by sub-section(3) of section 197 of the Code of Criminal Procedure, 1973 (Act 2 of 1974) read with Notification – II issued in G.O.Ms.No.631, Home (Courts.B) Department, Dated: 30-4-1974 the Government of Andhra Pradesh, Hyderabad hereby accord sanction for the Prosecution of Sri Bhojya Naik Police Constable 1124 previously worked at Sadasivapet Police Station and presently working at R.C.Puram Police Station Medak District under sections 330, 323 and 348 read with section 34 of the India Penal Code, 1860 (Central Act 45/1860) and or any other Provisions of law in respect of the aforesaid acts while acting or purporting to act in the discharge of his official duties and taken cognizance in the Court of competent jurisdiction.

Cont....

The Government of Andhra Pradesh further in exercise of the powers conferred by sub-section (4) of section 197 of the Code of Criminal Procedure 1973 (Central Act 2/1974) hereby authorizes the Inspector of Police, Regional Crime Investigation Unit, CID, Cyberabad to prosecute the above mentioned accused for the aforesaid offences and for taking cognizance of the said offence by a competent court of jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJOYENDRA PYAL

PRINCIPAL SECRETARY TO GOVERNMENT

To
The Additional Director General of Police, CID, Andhra Pradesh, Hyderabad.

Copy to :

The Director General of Police, Andhra Pradesh, Hyderabad,
Law (E) Department,
The P.S to Prl.Secy, Home Department.
C.No. 1653/Legal.II/A2/2012
SF/SC.